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Message Text

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46
ACTION L-03

INFO OCT-01 EUR-12 IO-13 ISO-00 SSO-00 NSCE-00 USIE-00

INRE-00 AID-05 CIAE-00 COME-00 EB-07 FRB-03 INR-07

NSAE-00 TRSE-00 XMB-02 OPIC-03 SP-02 CIEP-01 LAB-04

SIL-01 OMB-01 NSC-05 SS-15 STR-04 CEA-01 H-02 JUSE-00

FTC-01 SEC-01 AF-08 ARA-06 EA-07 NEA-10 OIC-02

DODE-00 PA-01 PRS-01 /129 W
---------- 104685
O 221411Z JUL 76
FM AMEMBASSY BUCHAREST
TO SECSTATE WASHDC IMMEDIATE 8958
USMISSION GENEVA IMMEDIATE

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GENEVA FOR US DEL ECOSOC

E.O. 11652: N/A
TAGS: PFOR, UN, ECOSOC, RO
SUBJ: 61ST ECOSOC: U.S. PROPOSAL ON ILLICIT PAYMENTS
REF : STATE 179170

1. EMBOFF MET WITH MINISTRY FOREIGN AFFAIRS ECONOMIC DIRECTORATE OFFICERS BARAC AND DEAC AND WENT OVER POINTS REFTEL. BARAC GREATLY APPRECIATED POUCHED REPORT OF LIMA MEETING OF COMMISSION ON TRADOSNATIONAL CORPORATIONS AND DREW UPON IT IN HIS COMMENTS. BARAC SAID ROMANIAN DAGEGATION TO ECOSOC IN GENEVA WAS GIVEN MANDATE TO WORK TOWARD IMPROVED INTERNATIONAL LEGAL FRAMEWORK FOR TNC'S WITHIN OVERALL OBJECTIVE OF ACHIEVING "NEW ECONOMIC ORDER." INSTRUCTIONS DO NOT SPECIFY HOW TO PROCEED; PRESUMABLY GOR DEL WILL STICK CLOSE TO VIEWS OF OTHER LDC'S.

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2. BARAC QUESTIONED NEED FOR A SEPARATE GROUP TO WORK

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ON ILLICIT PAYMENTS AGREEMENT, NOTING THAT ANY AGREEMENT
ON ILLICIT PAYMENTS SHOULD FIT WITHIN THE FRAMEWORK
OF FUTURE CODE OF CONDUCT FOR TNC'S. HE RECOGNIZED
THAT THE CODE MIGHT NOT BE BINDING AND THAT MEASURES
SUCH AS U.S. PROPOSAL COULD BE MOST APPROPRIATE. BUT
HE WOULD NOT COMMIT GOR TO SUPPORT IT IN PRESENT FORM.
IT WAS HIS IMPRESSION THAT RELUCTANCE OF TNC COMMISSION
TO ASSUME MANDATE FOR DRAFTING INTERNATIONAL AGREEMENT
STEMMED FROM CONCERN THAT IT MIGHT DETRACT FROM
COMMISSION'S WORK ON THE CODE. EMBOFF REITERATED
POINTS PARA 2 REFTEL WITHOUT SUCCESS.

3. COMMENT: GOR COMMITMENT TO BROADNENING INTERNATIONAL
LEGAL FRAMEWORK IS PROBABLY GENUINE, AND WOULD INCLINE
THEM TO SUPPORT DRAFTING AN AGREEMENT. IF, BY MAKING
THE DRAFTING GROUP SEPARATE FROM TNC COMMISSION, WE
HOPE TO TAKE SPOTLIGHT AWAY FROM MORE GENERAL TNC ISSUES
IN TNC COMMISSION, GOR WILL PROBABLY JOIN OTHER PKRDLINE
LDC'S IN RESISTING OUR PROPOSAL. IF APPROPRIATE, U.S.
DEL MAY WISH TO POINT OUT TO GOR DEL U.S. READINESS TO
GIVE ECOSOC MANDATE TO TNC COMMISSION (OR SUB-GROUP
THEREOF) TO DRAFT AGREEMENT.
VIETS

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